

ACCO,(ASx),DISCOVERY,MANADR

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA (Western Division – Los Angeles)
CIVIL DOCKET FOR CASE #: 2:17-cv-02778-RHW-AS**

American Civil Liberties Union of Southern California et al v.
U.S. Department of Homeland Security et al
Assigned to: Judge Robert H. Whaley
Referred to: Magistrate Judge Alka Sagar
Cause: 05:552 Freedom of Information Act

Date Filed: 04/12/2017
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

**American Civil Liberties Union of
Southern California**

represented by **Amy M Rose**
ACLU of Nevada Foundation
601 South Rancho Drive Suite B-11
Las Vegas, NV 89106
702-366-1536
Fax: 702-366-1331
Email: rose@aclunv.org
PRO HAC VICE
ATTORNEY TO BE NOTICED

Brendan Nathaniel Charney
Davis Wright Termaine LLP
865 South Figueroa Street Suite 2400
Los Angeles, CA 90017-2566
213-633-6800
Fax: 213-633-6899
Email: brendancharney@dwt.com
ATTORNEY TO BE NOTICED

Devon Erickson Porter
ACLU Foundation of Southern California
1313 West 8th Street
Los Angeles, CA 90017
213-977-5224
Email: devon.porter@gmail.com
ATTORNEY TO BE NOTICED

Mitra Ebadolahi
ACLU foundation of San Diego and
Imperial Counties
P O Box 87131
San Diego, CA 92138-7131
619-232-2121
Fax: 619-232-0036
Email: mebadolahi@aclusandiego.org
TERMINATED: 08/17/2017

Mohammad K Tajsar
ACLU Foundation of Southern California
1313 West Eighth Street
Los Angeles, CA 90017
213.977.9500
Fax: 213.977.5297
Email: MTajsar@aclusocal.org
ATTORNEY TO BE NOTICED

Peter Bibring
ACLU Foundation of Southern California
1313 West Eight Street
Los Angeles, CA 90017
213-977-9500

Fax: 213-977-5299
Email: pbibring@aclu-sc.org
ATTORNEY TO BE NOTICED

Thomas Rohlfs Burke
Davis Wright Tremaine LLP
505 Montgomery Street Suite 800
San Francisco, CA 94111-3834
415-276-6500
Fax: 415-276-6599
Email: thomasburke@dwt.com
ATTORNEY TO BE NOTICED

Plaintiff

**American Civil Liberties Union of
Nevada**

represented by **Amy M Rose**
(See above for address)
PRO HAC VICE
ATTORNEY TO BE NOTICED

Brendan Nathaniel Charney
(See above for address)
ATTORNEY TO BE NOTICED

Devon Erickson Porter
(See above for address)
ATTORNEY TO BE NOTICED

Mitra Ebadolahi
(See above for address)
TERMINATED: 08/17/2017

Mohammad K Tajsar
(See above for address)
ATTORNEY TO BE NOTICED

Peter Bibring
(See above for address)
ATTORNEY TO BE NOTICED

Thomas Rohlfs Burke
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

U.S. Department of Homeland Security

represented by **Matthew Skurnik**
US Department of Justice
Civil Division – Federal Programs Branch
1100 L Street, NW
Washington, DC 20005
202-616-8188
Fax: 202-616-8470
Email: matthew.skurnik@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Chetan A Patil
US Department of Justice
Civil Division – Federal Programs Branch
20 Massachusetts Avenue NW
Washington, DC 20530
202-305-4968

Fax: 202-616-8470
 Email: chetan.patil@usdoj.gov
 TERMINATED: 12/13/2017

Danielle Wolfson Young
 US Department of Justice
 Civil Division – Federal Programs Branch
 1100 L Street NW
 Washington, DC 20530
 202-616-2035
 Fax: 202-616-8470
 Email: danielle.young2@usdoj.gov
 TERMINATED: 09/07/2018

Matthew Berns
 US Department of Justice
 Civil Division – Federal Programs Branch
 20 Massachusetts Avenue NW
 Washington, DC 20530
 202-616-8016
 Fax: 202-616-8470
 Email: matthew.j.berns@usdoj.gov
 TERMINATED: 08/21/2017
 ATTORNEY TO BE NOTICED

Defendant

U.S. Customs and Border Protection

represented by **Matthew Skurnik**
 (See above for address)
 LEAD ATTORNEY
 ATTORNEY TO BE NOTICED

Chetan A Patil
 (See above for address)
 TERMINATED: 12/13/2017

Danielle Wolfson Young
 (See above for address)
 TERMINATED: 09/07/2018

Matthew Berns
 (See above for address)
 TERMINATED: 08/21/2017
 ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/12/2017	<u>1</u>	COMPLAINT Receipt No: 0973-19672354 – Fee: \$400, filed by Plaintiff American Civil Liberties Union of Southern California, American Civil Liberties Union of Nevada. (Attorney Thomas Rohlfs Burke added to party American Civil Liberties Union of Nevada(pty:pla), Attorney Thomas Rohlfs Burke added to party American Civil Liberties Union of Southern California(pty:pla))(Burke, Thomas) (Entered: 04/12/2017)
04/12/2017	<u>2</u>	CIVIL COVER SHEET filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Burke, Thomas) (Entered: 04/12/2017)
04/12/2017	<u>3</u>	Request for Clerk to Issue Summons on Civil Cover Sheet (CV-71) <u>2</u> , Complaint (Attorney Civil Case Opening), <u>1</u> filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Burke, Thomas) (Entered: 04/12/2017)
04/12/2017	<u>4</u>	Notice of Party with Pecuniary Interest and Corporate Disclosure Statement NOTICE of Interested Parties filed by Plaintiffs American Civil Liberties Union of Nevada,

		American Civil Liberties Union of Southern California, (Burke, Thomas) (Entered: 04/12/2017)
04/12/2017	<u>5</u>	APPLICATION of Non-Resident Attorney Amy M. Rose to Appear Pro Hac Vice on behalf of Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California (Pro Hac Vice Fee – Fee Paid, Receipt No. 0973-1967 4974) filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Attachments: # <u>1</u> Proposed Order re Pro Hac Vice) (Attorney Brendan Nathaniel Charney added to party American Civil Liberties Union of Nevada(pty:pla), Attorney Brendan Nathaniel Charney added to party American Civil Liberties Union of Southern California(pty:pla)) (Charney, Brendan) (Entered: 04/12/2017)
04/12/2017	<u>6</u>	NOTICE OF ASSIGNMENT to District Judge Beverly Reid O'Connell and Magistrate Judge Alka Sagar. (esa) (Entered: 04/12/2017)
04/12/2017	<u>7</u>	NOTICE TO PARTIES OF COURT-DIRECTED ADR PROGRAM filed. (esa) (Entered: 04/12/2017)
04/13/2017	<u>8</u>	30 DAY Summons issued re Complaint <u>1</u> as to defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (esa) (Entered: 04/13/2017)
04/19/2017	<u>9</u>	STANDING ORDER REGARDING NEWLY ASSIGNED CASES upon filing of the complaint by Judge Beverly Reid O'Connell. (rfi) (Entered: 04/19/2017)
04/21/2017	<u>10</u>	ORDER ON APPLICATION OF NON-RESIDENT ATTORNEY TO APPEAR IN A SPECIFIC CASE PRO HAC VICE by Judge Beverly Reid O'Connell: granting <u>5</u> Non-Resident Attorney Amy Rose APPLICATION to Appear Pro Hac Vice on behalf of Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California, designating Brendan N Charney as local counsel. (jp) (Entered: 04/21/2017)
04/25/2017	<u>11</u>	PROOF OF SERVICE filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California, re Summons Request <u>3</u> , Complaint (Attorney Civil Case Opening), <u>1</u> <i>Notice of Filing Proofs of Service of Summons and Complaint on U.S. Attorney for Central District of California</i> served on April 13, 2017. (Burke, Thomas) (Entered: 04/25/2017)
05/03/2017	<u>12</u>	PROOF OF SERVICE filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California, re Summons Request <u>3</u> , Complaint (Attorney Civil Case Opening), <u>1</u> <i>Notice of Filing Proof of Service of Summons and Complaint</i> served on April 13, 2017 and April 24, 2017. (Burke, Thomas) (Entered: 05/03/2017)
05/08/2017	<u>13</u>	NOTICE of Appearance filed by attorney Chetan A Patil on behalf of Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security (Attorney Chetan A Patil added to party U.S. Customs and Border Protection(pty:dft), Attorney Chetan A Patil added to party U.S. Department of Homeland Security(pty:dft))(Patil, Chetan) (Entered: 05/08/2017)
05/08/2017	<u>14</u>	NOTICE of Appearance filed by attorney Matthew Berns on behalf of Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security (Attorney Matthew Berns added to party U.S. Customs and Border Protection(pty:dft), Attorney Matthew Berns added to party U.S. Department of Homeland Security(pty:dft))(Berns, Matthew) (Entered: 05/08/2017)
05/08/2017	<u>15</u>	NOTICE of Motion filed with the JPML to Transfer Action Pursuant to 28 U.S.C. 1407 filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit Exhibit 1 – Transfer Motion, # <u>3</u> Exhibit Exhibit 2 – Supporting Memorandum, # <u>4</u> Exhibit Exhibit 3 – Schedule of Actions)(Patil, Chetan) (Entered: 05/08/2017)
05/10/2017	<u>16</u>	EX PARTE APPLICATION to Extend Time to File Answer to 6/29/2017 re Complaint (Attorney Civil Case Opening), <u>1</u> filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Attachments: # <u>1</u> Proposed Order) (Patil, Chetan) (Entered: 05/10/2017)

05/12/2017	<u>17</u>	ORDER by Judge Beverly Reid O'Connell: Upon consideration of Defendants' Unopposed Ex Parte Application, and for good cause showing, the Court ORDERS that Defendants' time to respond to the Complaint is extended to June 29, 2017. IT IS SO ORDERED. <u>16</u> (rfi) (Entered: 05/12/2017)
05/17/2017	<u>18</u>	NOTICE OF MOTION AND MOTION to Stay Case pending decision by Judicial Panel on Multidistrict Litigation on Defendants' Motion to Transfer filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. Motion set for hearing on 6/26/2017 at 01:30 PM before Judge Beverly Reid O'Connell. (Attachments: # <u>1</u> Proposed Order) (Patil, Chetan) (Entered: 05/17/2017)
05/31/2017	<u>19</u>	NOTICE of Filing Opposition to Defendants' Motion to Transfer to District of Columbia for Consolidation filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Attachments: # <u>1</u> Exhibit Memorandum of Plaintiffs, 42 American Civil Liberties Union Affiliates, In Opposition to Defendants' Motion for Transfer to District of Columbia for Consolidation)(Burke, Thomas) (Entered: 05/31/2017)
06/05/2017	<u>20</u>	Opposition Opposition re: NOTICE OF MOTION AND MOTION to Stay Case pending decision by Judicial Panel on Multidistrict Litigation on Defendants' Motion to Transfer <u>18</u> <i>Opposition to Defendants' Motion to Stay Proceedings</i> filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Burke, Thomas) (Entered: 06/05/2017)
06/06/2017	<u>21</u>	NOTICE Filing of JPML Reply Brief filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Attachments: # <u>1</u> JPML Reply Brief)(Berns, Matthew) (Entered: 06/06/2017)
06/06/2017	<u>22</u>	NOTICE of Errata filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. <i>Notice of Errata Concerning Plaintiffs' Opposition to Motion to Stay Proceedings</i> (Burke, Thomas) (Entered: 06/06/2017)
06/07/2017	<u>23</u>	NOTICE of Decision: Order Denying Motion to Stay Proceeding filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. <i>Plaintiffs' Notice of Supplemental Authority</i> (Burke, Thomas) (Entered: 06/07/2017)
06/12/2017	<u>24</u>	REPLY in support of NOTICE OF MOTION AND MOTION to Stay Case pending decision by Judicial Panel on Multidistrict Litigation on Defendants' Motion to Transfer <u>18</u> filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Patil, Chetan) (Entered: 06/12/2017)
06/19/2017	<u>25</u>	NOTICE of Decision: Motion to Stay in Related Case filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Attachments: # <u>1</u> District of Maine Order)(Patil, Chetan) (Entered: 06/19/2017)
06/21/2017	<u>26</u>	NOTICE of Decision: Order Denying Motion to Stay Proceedings filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. <i>Plaintiffs' Notice of Supplemental Authority</i> (Burke, Thomas) (Entered: 06/21/2017)
06/21/2017	<u>27</u>	MINUTES (IN CHAMBERS) by Judge Beverly Reid O'Connell: ORDER RE DEFENDANTS' MOTION TO STAY PROCEEDINGS PENDING DECISION ON MOTION TO TRANSFER <u>18</u> The Court GRANTS Defendants Motion. The Court hereby STAYS this Action for sixty (60) days. The parties shall submit a joint report to apprise the Court of this matters status upon either (1) the JPMLs ruling on the Transfer Motion, or (2) the expiration of the 60-day stay, whichever comes first. The hearingscheduled for June 26, 2017 is hereby VACATED.IT IS SO ORDERED. (rfi) (Entered: 06/21/2017)
08/03/2017	<u>28</u>	ORDER DENYING TRANSFER from the Judicial Panel on Multidistrict Litigation, MDL 2786, IT IS THEREFORE ORDERED that the motion for centralization of these actions is denied. (jp) (Entered: 08/04/2017)
08/17/2017	<u>29</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Mohammad K Tajsar counsel for Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. Adding Mohammad Tajsar as counsel of

		record for Plaintiffs American Civil Liberties Union of Southern California, et al. for the reason indicated in the G-123 Notice. Filed by Plaintiff American Civil Liberties Union of Southern California, et al.. (Attorney Mohammad K Tajsar added to party American Civil Liberties Union of Nevada(pty:pla), Attorney Mohammad K Tajsar added to party American Civil Liberties Union of Southern California(pty:pla))(Tajsar, Mohammad) (Entered: 08/17/2017)
08/17/2017	<u>30</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Mitra Ebadolahi counsel for Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. Mitra Ebadolahi is no longer counsel of record for the aforementioned party in this case for the reason indicated in the G-123 Notice. Filed by plaintiff American Civil Liberties Union of Southern California; American Civil Union of Nevada. (Ebadolahi, Mitra) (Entered: 08/17/2017)
08/18/2017	<u>31</u>	NOTICE Joint Report filed by defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Berns, Matthew) (Entered: 08/18/2017)
08/21/2017	<u>32</u>	NOTICE by Judge Beverly Reid O'Connell re: Joint Report <u>31</u> The Court ORDERS that the Stay in this action is lifted. Defendant is ORDERED to respond to the Complaint no later than August 29, 2017. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (rfi) TEXT ONLY ENTRY (Entered: 08/21/2017)
08/21/2017	<u>33</u>	NOTICE of Appearance filed by attorney Danielle Wolfson Young on behalf of Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security (Attorney Danielle Wolfson Young added to party U.S. Customs and Border Protection(pty:dft), Attorney Danielle Wolfson Young added to party U.S. Department of Homeland Security(pty:dft))(Young, Danielle) (Entered: 08/21/2017)
08/22/2017	<u>34</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Matthew Berns counsel for Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. Matthew J. Berns is no longer counsel of record for the aforementioned party in this case for the reason indicated in the G-123 Notice. Filed by Defendants U.S. Department of Homeland Security and U.S. Customs and Border Protection. (Berns, Matthew) (Entered: 08/22/2017)
08/29/2017	<u>35</u>	ANSWER to Complaint (Attorney Civil Case Opening), <u>1</u> .(Young, Danielle) (Entered: 08/29/2017)
08/30/2017	<u>36</u>	ORDER SETTING SCHEDULING CONFERENCE by Judge Beverly Reid O'Connell. READ THIS ORDER CAREFULLY. IT DIFFERS IN SOME RESPECTS FROM THE LOCAL RULES. This case has been assigned to Judge Beverly Reid O'Connell. This matter is set for a Scheduling Conference on 11/20/2017 at 01:30 PM before Judge Beverly Reid O'Connell. (jp) (Entered: 08/30/2017)
09/11/2017	<u>37</u>	REQUEST for Leave of Danielle W. Young to Appear for Scheduling Conference by Telephone filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Attachments: # <u>1</u> Proposed Order) (Young, Danielle) (Entered: 09/11/2017)
09/14/2017	<u>38</u>	ORDER GRANTING DEFENDANTS' COUNSEL'S REQUEST TO APPEAR TELEPHONICALLY by Judge Beverly Reid O'Connell: The Court ORDERS that the request is granted and Danielle W. Young shall be permitted to appear telephonically. <u>37</u> (rfi) (Entered: 09/14/2017)
11/03/2017	<u>39</u>	ORDER OF THE CHIEF JUDGE (#17-110) approved by Chief Judge Virginia A. Phillips. Pursuant to the directive of the Chief U.S. District Judge and in accordance with the rules of this Court, the following cases are ordered transferred from the calendar of Judge Beverly Reid O'Connell to the calendar of Judge Robert H. Whaley for all further proceedings. Case now reads as 2:17-cv-02778 RHW(ASx). (rn) (Entered: 11/06/2017)
11/06/2017	<u>40</u>	TEXT ONLY ORDER (IN CHAMBERS) by Judge Robert H. Whaley. The Scheduling Conference, set for 11/20/2017, at 1:30 PM, is hereby CONTINUED to 12/1/2017, at 10:00 AM, before Judge Robert H. Whaley, in Courtroom 5B, U.S. Courthouse, 350 W. 1st Street, Los Angeles, CA 90012. Counsel shall appear on this new date and time. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS

		ENTRY. (jre) (Entered: 11/06/2017)
11/07/2017	41	TEXT ONLY ORDER (IN CHAMBERS) by Judge Robert H. Whaley: The Scheduling Conference, set for 12/1/2017, at 10:00 AM, is hereby MOVED in location from Courtroom 5B to Courtroom 6C, 6th Floor, U.S. Courthouse, 350 W. 1st Street, Los Angeles, CA 90012. Counsel shall appear in Courtroom 6C on 12/1/2017, at 10:00 AM. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (jre) (Entered: 11/07/2017)
11/13/2017	<u>42</u>	JOINT REPORT Rule 26(f) Discovery Plan ; estimated length of trial TBD, filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California.. (Burke, Thomas) (Entered: 11/13/2017)
11/13/2017	<u>43</u>	NOTICE TO FILER OF DEFICIENCIES in Electronically Filed Documents RE: Joint Report Rule 26(f) Discovery Plan <u>42</u> . The following error(s) was/were found: Case number is incorrect or missing. Other error(s) with document(s): The new case number is now 2:17cv02778-RHW (ASx). Please make sure to include the new judge initials on all future documents. In response to this notice, the Court may: (1) order an amended or correct document to be filed; (2) order the document stricken; or (3) take other action as the Court deems appropriate. You need not take any action in response to this notice unless and until the Court directs you to do so. (shb) (Entered: 11/14/2017)
11/17/2017	44	TEXT ONLY ORDER by Judge Robert H. Whaley. The Scheduling Conference set for 12/1/2017 at 10:00 AM, is hereby CONTINUED BY ONE HOUR to 12/1/2017, at 11:00 AM, before Judge Robert H. Whaley, in Courtroom 6C, 6th Floor, U.S. Courthouse, 350 W. 1st Street, Los Angeles, CA 90012. Counsel shall appear on this date and new time. IT IS SO ORDERED. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (jre) (Entered: 11/17/2017)
11/20/2017	<u>45</u>	REQUEST for Leave of Defendants' Counsel to Appear for Conference Telephonically U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Attachments: # <u>1</u> Proposed Order) (Young, Danielle) (Entered: 11/20/2017)
11/20/2017	<u>46</u>	ORDER by Judge Robert H. Whaley: GRANTING <u>45</u> Motion for Leave of Danielle W. Young and Chetan A. Patil as Attorneys to Appear Telphonically for Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security (shb) (Entered: 11/21/2017)
11/21/2017	<u>47</u>	REQUEST for Order for Request for Relief from Lead Counsel Requirement filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. Request set for hearing on 12/1/2017 at 11:00 AM before Judge Robert H. Whaley. (Attachments: # <u>1</u> Proposed Order) (Burke, Thomas) (Entered: 11/21/2017)
11/29/2017	<u>48</u>	ORDER GRANTING PLAINTFFS' REQUEST FOR RELEF FROM LEAD COUNSEL REQUIREMENT <u>47</u> by Judge Robert H. Whaley. IT IS HEREBY ORDERED: 1. Plaintiffs' request for relief, ECF No. 47, is GRANTED. 2. Associate counsel Brendan N. Charney is permitted to appear on behalf of lead counsel Thomas R. Burke at the scheduling conference on December 1, 2017, at 11:00 a.m. (jre) (Entered: 11/29/2017)
12/01/2017	<u>49</u>	MINUTES OF IN COURT AND TELEPHONIC Scheduling Conference held before Judge Robert H. Whaley. The COURT sets this matter on December 11, 2017 at 11:00 a.m. File any factual affidavits by next Wednesday. File replies by next Friday. The COURT gives counsel preliminary understanding. Court Reporter: Victoria Valine. (shb) (Entered: 12/01/2017)
12/04/2017	50	TEXT ONLY ORDER (IN CHAMBERS) by Judge Robert H. Whaley: The hearing in this action set for 12/11/2017, at 11:00 am, shall take place in Courtroom 5B, 5th Floor, U.S. Courthouse, 350. W. 1st Street, Los Angeles, CA 90012. Counsel shall appear at this location for hearing. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (jre) (Entered: 12/04/2017)
12/06/2017	51	TEXT ONLY ORDER by Judge Robert H. Whaley. The continued Scheduling Conference and hearing re discovery, set for 12/11/2017, at 11:00 AM, shall now take place in Courtroom 6C, 6th Floor, U.S. Courthouse, 350 W. 1st Street, Los Angeles,

		CA 90012. Counsel shall appear at this new location. THERE IS NO PDF DOCUMENT ASSOCIATED WITH THIS ENTRY. (jre) (Entered: 12/06/2017)
12/06/2017	<u>52</u>	NOTICE of DECLARATION FILING U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Attachments: # <u>1</u> Declaration Exhibit 1 (Patrick Howard))(Young, Danielle) (Entered: 12/06/2017)
12/08/2017	<u>53</u>	DECLARATION of Brendan Charney <i>in Support of Plaintiffs' Request for a Production Order</i> filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C)(Charney, Brendan) (Entered: 12/08/2017)
12/08/2017	<u>54</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Matthew Skurnik counsel for Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. Adding Matthew Skurnik as counsel of record for Department of Homeland Security, Customs and Border Protection for the reason indicated in the G-123 Notice. Filed by Defendant Customs and Border Protection, Department of Homeland Security. (Attorney Matthew Skurnik added to party U.S. Customs and Border Protection(pty:dft), Attorney Matthew Skurnik added to party U.S. Department of Homeland Security(pty:dft))(Skurnik, Matthew) (Entered: 12/08/2017)
12/08/2017	<u>55</u>	NOTICE of Errata re Exhibit C to the Declaration of Brendan Charney in Support of Plaintiffs' Request for a Production Order filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Charney, Brendan) (Entered: 12/08/2017)
12/08/2017	<u>56</u>	REQUEST for Order for Joint Request to Seal filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. Request set for hearing on 12/11/2017 at 11:00 AM before Judge Robert H. Whaley. (Attachments: # <u>1</u> Proposed Order) (Charney, Brendan) (Entered: 12/08/2017)
12/11/2017	<u>57</u>	MINUTES OF MOTION Hearing <u>56</u> held before Judge Robert H. Whaley: COURT addresses counsel and summarizes understanding of case. 1,400 documents. COURT will issue an Order. Court Reporter: Cindy Nirenberg. (shb) (Entered: 12/11/2017)
12/12/2017	<u>58</u>	ORDER GRANTING JOINT REQUEST TO SEAL <u>56</u> by Judge Robert H. Whaley. See document for complete details. (jre) (Entered: 12/12/2017)
12/12/2017	<u>59</u>	DISREGARD PER <u>60</u> SEE <u>61</u> – ORDER SETTING PRODUCTION SCHEDULE by Judge Robert H. Whaley. SEE ORDER FOR FURTHER AND COMPLETE DETAILS. (jre) Modified on 12/13/2017 (jre). (Entered: 12/12/2017)
12/13/2017	<u>60</u>	NOTICE OF CLERICAL ERROR Re: Order at <u>59</u> . Document at <u>59</u> was not served upon the parties by CM/ECF. The clerk will refile the document to ensure proper service upon the parties. Docket entry <u>59</u> should be disregarded. (jre) (Entered: 12/13/2017)
12/13/2017	<u>61</u>	ORDER SETTING PRODUCTION SCHEDULE by Judge Robert H. Whaley. SEE ORDER FOR FURTHER AND COMPLETE DETAILS. (jre) (Entered: 12/13/2017)
12/13/2017	<u>62</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Chetan A Patil counsel for Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. Chetan A. Patil is no longer counsel of record for the aforementioned party in this case for the reason indicated in the G-123 Notice. Filed by Defendants U.S. Department of Homeland Security and U.S. Customs and Border Protection. (Patil, Chetan) (Entered: 12/13/2017)
03/14/2018	<u>63</u>	STATUS REPORT (<i>JOINT</i>) filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Skurnik, Matthew) (Entered: 03/14/2018)
03/16/2018	<u>64</u>	ORDER FOR CONTINUANCE by Judge Robert H. Whaley. The Court finds good reason to GRANT this request. In consideration of the statements presented in the stipulation and its own docket, the proceedings will be CONTINUED until May 11, 2018. The parties shall file an updated Joint Status Report on or before this date. (yl) (Entered: 03/19/2018)
05/11/2018	<u>65</u>	STATUS REPORT <i>Joint Status Report</i> filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Burke,

		Thomas) (Entered: 05/11/2018)
05/15/2018	<u>66</u>	ORDER FOR CONTINUANCE by Judge Robert H. Whaley. The Court finds good reason to GRANT this request. In consideration of the statements presented in the Joint Status Report and its own docket, the proceedings shall be CONTINUED until July 10, 2018. The parties shall file an updated Joint Status Report on or before this date. (shb) (Entered: 05/16/2018)
07/09/2018	<u>67</u>	STATUS REPORT (<i>JOINT</i>) filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Skurnik, Matthew) (Entered: 07/09/2018)
07/25/2018	<u>68</u>	ORDER by Judge Robert H. Whaley. The Court finds good reason to GRANT this request. In consideration of the statements presented in the Joint Status Report and its own docket, the proceedings shall be CONTINUED until August 30, 2018. The parties shall file an updated Joint Status Report on or before this date. (shb) (Entered: 07/30/2018)
08/30/2018	<u>69</u>	STATUS REPORT (<i>JOINT</i>) filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Skurnik, Matthew) (Entered: 08/30/2018)
09/07/2018	<u>70</u>	Notice of Appearance or Withdrawal of Counsel: for attorney Danielle Wolfson Young counsel for Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. Danielle Wolfson Young is no longer counsel of record for the aforementioned party in this case for the reason indicated in the G-123 Notice. Filed by Defendants U.S. Department of Homeland Security and U.S. Customs and Border Protection. (Young, Danielle) (Entered: 09/07/2018)
09/11/2018	<u>71</u>	ORDER by Judge Robert H. Whaley. The Court finds good reason to GRANT this request. In consideration of the statements presented in the Joint Status Report and its own docket, the proceedings shall be CONTINUED until October 29, 2018. The parties shall file an updated Joint Status Report on or before this date. (shb) (Entered: 09/11/2018)
10/29/2018	<u>72</u>	STATUS REPORT (<i>JOINT</i>) filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Skurnik, Matthew) (Entered: 10/29/2018)
11/05/2018	<u>73</u>	ORDER GRANTING CONTINUANCE by Judge Robert H. Whaley. The Court finds good reason to GRANT this request. IT IS SO ORDERED: Parties joint request for a continuance, ECF No. 72, is GRANTED. The proceedings shall be CONTINUED until January 11, 2019. The parties shall file an updated Joint Status Report on or before this date. (shb) (Entered: 11/06/2018)
12/06/2018	<u>74</u>	NOTICE of Change of address by Matthew Skurnik attorney for Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. Changing attorneys address to 1100 L Street, NW, Washington, DC 20005. Filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Skurnik, Matthew) (Entered: 12/06/2018)
01/08/2019	<u>75</u>	MOTION WITHDRAWN PURSUANT TO NOTICE OF WITHDRAWAL E-FILED 1-28-19. EX PARTE APPLICATION to Stay Case pending Restoration of Appropriations filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Attachments: # <u>1</u> Proposed Order) (Skurnik, Matthew) Modified on 1/29/2019 (shb). (Entered: 01/08/2019)
01/18/2019	<u>76</u>	ORDER by Judge Robert H. Whaley, re EX PARTE APPLICATION to Stay Case pending Restoration of Appropriations <u>75</u> . IT IS HEREBY ORDERED: Plaintiffs shall file a response to Defendants Ex Parte Application for Stay in Light of Lapse of Appropriations, ECF No. 75, no later than January 29, 2019. (shb) (Entered: 01/22/2019)
01/28/2019	<u>77</u>	Notice of Withdrawal of Motion to Stay Case <u>75</u> filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Skurnik, Matthew) (Entered: 01/28/2019)
01/29/2019	<u>78</u>	STATUS REPORT (<i>Joint</i>) filed by Defendants U.S. Customs and Border Protection, U.S. Department of Homeland Security. (Skurnik, Matthew) (Entered: 01/29/2019)

01/29/2019	<u>79</u>	REPLY in Opposition EX PARTE APPLICATION to Stay Case pending Restoration of Appropriations <u>75</u> <i>Plaintiffs' Response to Ex Parte Application for Stay</i> filed by Plaintiffs American Civil Liberties Union of Nevada, American Civil Liberties Union of Southern California. (Charney, Brendan) (Entered: 01/29/2019)
02/06/2019	<u>80</u>	ORDER GRANTING CONTINUANCE by Judge Robert H. Whaley, <u>78</u> The Court finds good reason to GRANT this request. Accordingly, IT IS SO ORDERED: 1. Parties joint request for a continuance, ECF No. 78, is GRANTED. 2. The proceedings shall be CONTINUED until March 29, 2019. The parties shall file an updated Joint Status Report on or before this date. (yl) (Entered: 02/07/2019)